

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

NO. 5:09-CR-216-FL

UNITED STATES OF AMERICA,	)
	)
	)
v.	)
	)
HYSEN SHERIFI	) <b><u>JOINT REPORT ON TRANSCRIPT STATUS</u></b>
DYLAN BOYD, a/k/a "Mohammed;"	)
MOHAMMAD OMAR ALY HASSAN;	)
and	)
ZIYAD YAGHI,	)
	)
Defendants.	)

The above-named parties file the following report in regard to the process for resolving objections to transcripts. D.E. 1017.

A. Resolution of Objections

Through the process undergone since the transcriptions began in April 2010, the parties believe they have resolved as many objections to the transcripts as are possible pre-trial. In summary, the government designated transcripts of 460 recordings, objections were made to 64 by defendant Sherifi, 16 by defendant Dylan Boyd, 4 by defendant Yaghi, and 122 by defendant Subasic. On June 30, 2011, the government notified the defendants Sherifi, Dylan Boyd, and Yaghi whether it accepted or rejected the objections, and the transcripts as modified by the accepted objections are anticipated to be moved into evidence by the government at trial, after proper foundation. There was delay in

reviewing all of Subasic's objections as Subasic indicated he believed the government was not working off the correct versions of the designations and objections he made; all indications are that the end result will provide similar resolution to the objections.

Defendant Dylan Boyd designated 9 transcripts, defendant Hysen Sherifi 4 transcripts, defendant Subasic 107 transcripts. The government served on defendants objections to each designated transcript.<sup>1</sup> Subasic and Dylan Boyd have responded with the information as to his accepting/rejecting of each objection, defendant Sherifi has not yet provided that information to the government.

B. Proposed Process for Resolution of Remaining Objections

The parties believe the trial process will be the best way of resolving the remaining objections.

C. Manner of Presentation

The parties anticipate presenting evidence of the recordings at trial by combination of reading of transcripts, playing recordings, and playing recordings with electronically presented, synchronized transcripts.

D. Possible Stipulations

The parties have been unable to agree on stipulations that might simplify and facilitate this evidence, to include

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<sup>1</sup>A number of the transcripts provided by defendants were the original product of the transcription service, and were not in verbatim format. Thus objections were made to every transcript.

authenticity.

E. Need for Special Listening Equipment

Noise reducing headphones would be very helpful for the jury, the Court, and court reporter in respect to the recordings generally.

Defendant Subasic did not respond to queries through stand-by counsel Paul Sun as to his position on any of the above issues.

Respectfully submitted this 14<sup>th</sup> day of July, 2011.

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United States Attorney

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CERTIFICATE OF SERVICE

This is to certify that I have this 14th day of July, 2011, served a copy of the foregoing upon counsel for the defendants in this action by electronically filing the foregoing with the Clerk of Court, using the CM/ECF:

Rosemary Godwin  
and Debra C. Graves  
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and further, upon defendant Anes Subasic by placing a copy postage pre-paid in first class mail addressed to: Anes Subasic, Public Safety Center, Attn: Wake County Jail, Post Office 2419, Raleigh, NC 27602.

/s/ John S. Bowler  
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